

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554

In the Petition of  
Hart County, Georgia

For Modification of the Television Market  
of Station WSB-TV (ABC), Channel 2,  
of Station WXIA (NBC), Channel 11,  
of Station WAGA (FOX), Channel 5,  
of Station WGCL (CBS), Channel 46,  
Atlanta, Georgia with Respect to DISH  
Network and DIRECTV

To: Chief, Media Bureau

**PETITION FOR SPECIAL RELIEF**

Pursuant to Section 338 of the Communications Act and Sections 76.7, 76.59 and 76.66 of the Commission's rules and with the support of hundreds of its residents, Hart County, Georgia, hereby requests (hereinafter, the "Petition") that the television market of WSB-TV (Channel 2, ABC, Atlanta, Georgia) ("WSB-TV" or "Station") WXIA (Channel 11, NBC, Atlanta, Georgia) ("WXIA" or "Station") WAGA (Channel 5, FOX, Atlanta, Georgia) ("WAGA" or "Station") WGCL (Channel 46, CBS, Atlanta, Georgia) ("WGCL" or "Station") be modified to include Hart County (the "County") in northeast Georgia with respect to satellite TV provider DISH Network ("DISH") and satellite TV provider DIRECTV ("DIRECTV"). For historical and geographic reasons, the County has long been assigned by Nielsen to the Greenville-Spartanburg-Asheville-Anderson designated market area ("DMA"). As such, the County has been "orphaned" by Nielsen due to its assignment to an out-of-state DMA and has been deprived of the ability to receive from a satellite carrier its preferred in-state television broadcast stations. Consumers in the County have been unable to receive from a satellite carrier important news from their own state capitol. Sports fans in the County have had far fewer opportunities to enjoy in-state televised sporting events such as the Atlanta Falcons football games and the record breaking inaugural season of the Atlanta United Major League Soccer team. In addition, the County's

weather patterns, while influenced by the Blue Ridge mountain range, typically comes from the West. As part of the Greenville-Spartanburg-Asheville-Anderson DMA, the County is at a disadvantage for seeing the incoming weather from the other portions of our state.

The STELA Reauthorization Act of 2014 (“STELAR”) empowered the Federal Communications Commission (“FCC” or “Commission”) to modify a television broadcast station’s local market when it would, among other things, “address satellite subscribers’ inability to receive in-state programming in certain areas.”<sup>1</sup> STELAR added satellite television carriage to the Commission’s market modification authority. The Commission adopted satellite television market modification rules that provide a process for local governments to request changes to the boundaries to include a new community located in a neighboring local market.<sup>2</sup> This Petition thus falls within Section 338’s market modification provision, which allows the Commission to “include additional communities within [a station’s]....to better effectuate the purposes of this section.”<sup>3</sup>

For reasons explained below, the County respectfully requests that the Commission modify WSB-TV’s, WXIA’s, WAGA’s, WGCL’s local market, as defined in 17 U.S.C. § 122(j), to include the County with respect to carriage by DISH and DIRECTV.

## **I. TECHNICAL AND ECONOMIC FEASIBILITY**

On June 27, 2016 the County sent to DISH a pre-filing coordination letter pursuant to 47 C.F.R. § 76.59(e) of the Commission’s rules (Exhibit A). DISH responded on September 2, 2016 (“DISH Response”) (Exhibit A) and confirmed that based upon DISH’s current knowledge and satellite coverage capabilities, DISH was unaware of any factors that render the provision of the Station in the County to be “technically infeasible” pursuant to 47 C.F.R. § 76.59(e). DISH, however, reserved the right to amend its feasibility certification “at any time due to, among other things, a satellite equipment failure or a different

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<sup>1</sup> Market Modification Order ¶ 3.

<sup>2</sup> FCC DA 17-204 and *Amendment to the Commission’s Rules Concerning Market Modification; Implementation of Section 102 of the STELA Reauthorization Act of 2014*; MB Docket No. 15-71, Report and Order, 30 FCC Rcd 10406 (2015) (*STELAR Market Modification Report and Order*) (revising 47 CFR § 76.59). A community is defined as a county for purpose of the satellite market modification rules. 47 CFR § 76.5(gg)(2).

<sup>3</sup> 47 U.S.C. § 338(1).

satellite being brought into service for the area that include the County which has different coverage capabilities that the satellite(s) currently being used.”<sup>4</sup>

The County also understands from the DISH Response that if a given Atlanta, Georgia local broadcast station impacted by a market modification elects retransmission consent with respect to DISH for carriage of its station in the County, “DISH cannot be certain whether it will be able to successfully reach an agreement with the station.” And, if DISH is unable to reach a retransmission consent agreement with a given station, “it will be impossible for DISH to provide that station’s signal into the County.” DISH also clarified that if only some, but not all, of the Atlanta Big-4 stations “were to deny DISH the right to retransmit its signal into the County, it may be either technically or economically infeasible, or both, for DISH to launch a customer offering with only the remaining stations that did grant retransmission consent.” The DISH Response also notes that “an FCC grant of a market modification could result in, among other things, two different stations affiliated with the same broadcast network being authorized for satellite local-into-local carriage in the County,” which would “result in DISH being required to pay retransmission consent fees twice for the same broadcast network.” DISH therefore has stated it “must reserve the right to charge additional fees to subscribers in the County who elect to receive any Atlanta local broadcast stations that DISH may be authorized to offer as a result of any market modification.”

On June 27, 2016, the County sent to DIRECTV a pre-filing coordination letter pursuant to 47 C.F.R. § 76.59(e) of the Commission’s rules (Exhibit B). DIRECTV responded by letter August 2, 2016 (“DIRECTV Response) (Exhibit B) and confirmed that based upon DIRECTV’s current knowledge and satellite coverage capabilities, DIRECTV can provide service to all the zip codes associated within the County with its SD and HD spot beam.

## **II. THIS PETITION SATISFIES THE STATUTORY FACTORS**

As required by STELAR, the Commission determines whether to grant a market modification based on consideration of five statutory factors. These factors reflect the four factors previously applicable to

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<sup>4</sup> *Id.*

market modifications in the cable context, plus an additional factor to assess “whether modifying the local market of the television station would promote consumers’ access to television broadcast station signals that originate in the State of residence.” The five statutory factors are not intended to be exclusive. Furthermore, the importance of particular factors will vary depending on the circumstances of each case.

The five factors are:

1. Whether the station or other stations located in the same area have been historically carried on (a) the cable system within that community; and (b) the satellite carrier or carriers serving that community;
2. Whether the television station provides coverage or other local service to that community;
3. Whether modifying the local market of the television station would promote consumers’ access to television broadcast station signals that originate in their state of residence;
4. Whether any other television station that is eligible to be carried by a satellite carrier in the community in fulfillment of the requirements provides news coverage of issues of concern to the community or provides carriage or coverage of sporting and other events of interest to the community; and
5. Evidence of viewing patterns in households that subscribe and do not subscribe to the services offered by multichannel video programming distributors within the areas served by the multichannel video programming distributors in the community.<sup>5</sup>

**A. This Petition Satisfied the Third and Most Important Factor by Bringing an In-State Local Broadcast Station to Consumers Who Historically Have Been Unable to Receive it From a Satellite Carrier**

Where, as here, the purpose of the market modification is to bring a previously unavailable (via satellite carrier) in state-local broadcast station to a community, the third factor should carry significant

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<sup>5</sup> Order ¶ 8.

weight in the Commission's analysis.<sup>6</sup> Today, because the County is assigned to the Greenville-Spartanburg-Asheville-Anderson DMA, all of its local broadcast content available by satellite is oriented to the interests of different states. The Station is licensed in the Atlanta, Georgia DMA, which is in the same state as the County. As the Hart County Commissioners, we represent our constituents and seek to be an advocate for those we serve<sup>7</sup>. We have worked diligently on this petition since the implementation of STELAR. Hart County residents feel disenfranchised and disadvantaged by the lack of access to Atlanta programming, and want to receive news, as well as educational, sports, and other programming, from our own state capitol<sup>8</sup>.

This Petition therefore satisfies the third factor by delivering an in-state ABC-affiliated, NBC-affiliated, FOX-affiliated, CBS-affiliated local broadcast station from Atlanta, the Georgia state capitol, over DISH's and DIRECTV's satellite TV service to consumers in the County who have previously been unable to receive it from DISH and DIRECTV. As the Order explains, this third in-state factor received enhanced weight when the Commission considers market modification petitions.<sup>9</sup>

This Petition is also timely, given that 2018 is a gubernatorial election year. In this, and every election year, Hart County residents do not have access to specific public affairs programming such as televised debates of gubernatorial candidates, Congressional candidates, candidates for State office, or statewide ballot issues, which compromises their ability to be well informed and well educated as to issues affecting them as citizens of Georgia. Constituents in the County have an interest in seeing their own state officials and news regarding state political campaigns on satellite TV, and this Petition would facilitate such access.

In addition to state and national political news, the County residents desire to see local political results and programming that is important to the County. The November 2017 local election results were

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<sup>6</sup> See Order ¶ 4 and ¶ 8.

<sup>7</sup> Letter from Hart County Board of Commissioners Chairman

<sup>8</sup> See Exhibit L

<sup>9</sup> See Order ¶ 4 ("We conclude that the new in-state factor, when applicable, favors any market modification that would promote consumers' access to an in-state station. When applicable, this in-state factor serves as an enhancement, the particular weight of which depends on the strength of showing by the petitioner.")

not posted or were provided limited coverage by the ABC-affiliated, NBC-affiliated, FOX-affiliated, CBS-affiliated local broadcast station. Local election results are submitted by the Election Superintendent to the Georgia Secretary of State routinely throughout the election night making the information available to the stations as well as the public. As evidenced by Exhibit J which includes screenshots of election results from the station's website, results for Georgia's orphaned counties, including Hart County's municipalities, were excluded. The current ABC-affiliated, NBC-affiliated, FOX-affiliated, CBS-affiliated local broadcast station also provided no coverage or limited coverage of the 2018 candidates.

In a letter joint letter of support from our Congressional representatives, Congressman Collins, Senator Isakson, and Senator Perdue express a strong support of the satellite market modification and define the "need for access to in-state television for news, weather, and sports". They further note that "this petition comes after years of effort in the legislative and executive branches of our government as well as the state level"<sup>10</sup>

The Georgia Association of Broadcasters, a trade association that represents the interest of Georgia television licensees, has also confirmed their full support in a letter<sup>11</sup>. The Association writes, "as broadcasters in Georgia, we appreciate the efforts of Hart [County] to increase viewer access to local broadcast TV programming in Northeast Georgia." While the Association does not wish to undermine the framework of local TV broadcasting, they do note their goal "is to provide [orphan] counties with local Georgia programming."

Grant of this Petition would enable DISH and DIRECTV subscribers in the County to receive the Station, which offers Georgia-oriented weather, news, sports, and political coverage, among other things, through their satellite TV package.

## **B. The Remaining Factors Support This Petition**

The first, second, and fifth factors all relate to historical or current opportunity to view the Station in the County (the first and second factors), and whether the residents of the County have availed themselves

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<sup>10</sup> Letter dated May 19, 2017 from Congress of the United States—Collins, Isakson, Perdue

<sup>11</sup> Letter dated November 27, 2017 from Georgia Association of Broadcasters

of such opportunities (the fifth factor). Since the purpose of STELAR was to facilitate access to in-state broadcast programming, neither a lack of historical carriage or coverage, nor a commensurate lack of historical viewing patterns for the Station, should weigh against the requested market modification. Because the County has long been assigned by Nielsen to an out-of-state DMA, STELAR's market modification provision marks the first opportunity for the County to receive the Station's signal over satellite. Given this lack of carriage, residents of the County have had scant opportunity to develop any viewing patterns for the Station. It is precisely this lack of opportunity to view, via satellite TV, an in-state network-affiliated station that this Petition intends to remedy. Regarding the fourth factor, the County is unaware of another in-state local broadcast station carried by a satellite provider in the County that offers Atlanta- and Georgia-oriented news coverage of issues of concern to residents of the County.

### **III. EVIDENTIARY SHOWING**

The Commission adopted a standardized evidence approach for modifications and requires certain evidence be submitted. The County submits evidence as explained below responsive to the evidentiary requirements in the Commission's rules.<sup>12</sup>

- (1) A map or maps illustrating the relevant community locations and geographic features, station transmitter sites, cable system headend locations, terrain features that would affect station reception, mileage between the community and the television station transmitter site, transportation routes and any other evidence contributing to the scope of the market.
  - a. Attached as Exhibit C is the ASR Registration Search indicating the Station's transmitter site.
  - b. Attached as Exhibit D is a map indicating the approximate highway distance between the County and WSB-TV's, WXIA's, WAGA's, WGCL's main transmitter site in Atlanta, Georgia. As the map shows, the County is roughly 86, 82, 79, 79 miles away by car from WSB-TV's, WXIA's, WAGA's, WGCL's main transmitter site in the Atlanta DMA.

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<sup>12</sup> 47 C.F.R. § 76.59(b)(7).

- (2) Grade B contour maps delineating the station's technical service area and showing the location of the cable system headends and communities in relation to the service areas.
  - a. Attached as Exhibit E is a summary of results illustrating the location of the County and indicating WSB-TV's, WXIA's, WAGA's, WGCL's coverage area based on over-the-air signal strength. According to the coverage area map, the signal strength for WSB-TV, WXIA, WAGA, WGCL is 78.6, 76, 76, 77.4 in comparison to 77.3, 75.7, 63.5, 61.5 from the Greenville ABC-affiliated, NBC-affiliated, FOX-affiliated, CBS-affiliated local broadcast station. While the over-the-air signal strength does not impact satellite delivery, this map is evidence that assignment to the Greenville DMA is not an issue of geographical proximity to the stations. The variance in distances between the two local broadcast stations and the County is minimal.
  - b. Attached as Exhibit F is the Contour Map for WSB-TV, WXIA, WAGA, and WGCL. However, it is important to note that service does not stop at the contour line and over-the-air signal strength should not impact broadcast via satellite.
- (3) Available data on shopping and labor patterns in the local market.
  - a. Attached as Exhibit G is labor/shopping patterns data. Based on a survey of Northeast Georgia Orphan County residents, including Hart County, over 91% of respondents stated they shop locally or within the state of Georgia. Over 97% of respondents seek services such as healthcare and arts/entertainment locally or within the state of Georgia.
- (4) Television station programming information derived from station logs or the local edition of the television guide.
  - a. Attached as Exhibits H and I is a recent multi-day programming lineup for WSB-TV, WXIA, WAGA, WGCL, for DISH and DIRECTV, respectively, which shows that the Station broadcasts a local news program with Georgia news, sports, and weather several times a day, with "NEWS" airing at 4:30am, 5:00am, 6:00am,



12:00pm, 12:30pm, 4:00pm, 5:00pm, 6:00pm, 11:00pm; //3:00am, 3:30am, 4:00am, 4:30am, 5:00am, 5:30am, 6:00am, 11:00am, 5:00pm, 6:00pm, 11:00pm; //4:00am, 4:30am, 5:00am, 5:30am, 6:00am, 7:00am, 8:00am, 9:00am, 12:00pm, 12:30pm, 5:00pm, 6:00pm, 10:00pm, 11:00pm, 11:30pm; //4:00am, 4:30am, 5:00am, 6:00am, 12:00pm, 4:00pm, 5:00pm, 6:00pm, 11:00pm; local time.

- (5) Cable system channel line-up cards or other exhibits establishing historic carriage, such as television guide listings.

a. There has not been historic carriage of the Station in the County by satellite carriers, and therefore no evidence is being submitted for this element with respect to satellite.

The County respectfully requests a waiver from this required evidence.

- (6) Published audience data for the relevant station showing its average all day audience (i.e., the reported audience average over Sunday-Saturday, 7 a.m.-1a.m., or an equivalent time period) for both cable and noncable households or other specific audience indicia, such as station advertising and sales data or viewer contribution records.

a. As discussed above, given the lack of historical carriage of the station in the County, Nielsen rating or other audience data would not be helpful in evaluating this Petition.

Therefore, to the extent necessary, we respectfully request a waiver of this item.

#### **IV. ADDITIONAL RELEVANT INFORMATION**

In addition to the five statutory requirements, the Commission may also consider other pertinent information when necessary to develop a result that will “better effectuate the purposes” of the law. Section 338 directs the commission to “afford particular attention to the value of localism.”

Hart County is nestled in Northeast Georgia at the foothills of the Blue Ridge Mountains and seated in Hartwell. We are proud of our Georgia roots and diversified landscape. Hart County leads the state in poultry production and is consistently one of the top 3 total farm gate value counties in Georgia. We are intersected by 3 -miles of Interstate 85 which brings millions of visitors through our area each year including patrons to our state park and our multiple other large campgrounds. Lake Hartwell, an

Army Corp of Engineers Lake, separates Hart County and South Carolina and is considered one of the Southeast's largest and most popular recreation lakes. We are also home three wonderful cities including Hartwell the County seat; Bowersville; approximately one half of the City of Royston lies within; and Canon which a portion lies within the County.

Hart County takes great pride in its Georgia history. Hart County is the birthplace of Nancy Hart, a true pioneer and our County's namesake. Today, Hart County is "orphaned". Being assigned to the Greenville-Spartanburg-Asheville-Anderson DMA, Hart County, Georgia residents are deprived of in-state news, politics, sports, and weather. The quality and quantity of coverage by the current local broadcast station is not an issue. Instead, it is the content. The current local broadcast station is marketed to appeal to the residents of South and North Carolina, not the residents of Georgia. Hart County is the birthplace of companies with the mission to spark Georgia Pride. Yet, our homes are filled with branding and marketing for North and South Carolina. Exhibit J shows the current broadcasters choice of themes and captions such as "Carolina Cares", "Carolina Moment", "Chronicle; South Carolina from Above", "Carolina's Family", "Caring for the Carolinas", "Fox Carolina", "South Carolina Headlines" which isolates the Georgia viewers assigned to the Greenville-Spartanburg-Asheville-Anderson DMA. Attached as Exhibit J is evidence of the "Carolina" themed media delivery of the current broadcaster.

Georgia has increased its capacity as a state government. Georgia has been ranked #1 for Business for five consecutive years<sup>13</sup> and is currently ranked first in production of feature film movies. Over the past few years, Northeast Georgia has been the site of many of these films. Georgia is also a major hub for transportation and worldwide travel<sup>14</sup>. Hart County is the homeplace to the current State Representative Alan Powell and the current home of the Commissioner of the Georgia Department of Transportation's family. Yet, our nightly news is filled with the economic, entertainment, travel, and politic news of North and South Carolina.

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<sup>13</sup> Arend, M. (2017, November). *Smart Money*. Retrieved from [www.siteselection.com](http://www.siteselection.com)

<sup>14</sup> Transportation and the Economy. <http://georgiainfo.galileo.usg.edu>

In the past year, Georgia's sports teams filled the national headlines. The inaugural season of the Atlanta United Major League Soccer team broke multiple records for attendance<sup>15</sup>. This increase in soccer was evident through all levels of the sport. Director of Georgia Soccer was quoted, "the impact of Atlanta United will be huge. It will raise the level of interest in soccer by everyone, from media to corporate to civic to schools to park and rec programs."<sup>16</sup> However, due to the lack of sports coverage in Hart County, participation in soccer youth programs decreased. This is in complete contrast to the 37% average increase in participation in Georgia. In football, our residents are forced to watch the Carolina Panthers over their in-state team, the Atlanta Falcons. The University of Georgia (UGA) is a short 45-mile ride from the County seat. Due to the proximity, some of our high school students attend UGA through the dual enrollment, "Move on When Ready" (MOWR), program. Yet, during UGA's path to the National Championship game, our nightly news was filled with Clemson (South Carolina) news and sports update.

While UGA made headlines for sports, the greater subject is the opportunity for Hart County students to attend the school through the Hope and Zell Miller Scholarship programs. These post-secondary scholarship options are made available with funding through the Georgia Lottery Program. In Hart County, tickets are purchased in the state, but nightly broadcasts on our local stations show the South Carolina lottery.

With Georgia's growing economy and increased capacity, the race for Governor and other leadership and legislative positions in 2018 will be important. Many candidates have declared their candidacy. As election days grow closer, the paid advertisements and endorsements will increase in numbers. In the homes of satellite customers in Hart County, these short broadcasts intended to provide information in making an education decision will be nullified. Our residents will learn of North Carolina and South Carolina candidates. Citizens desiring information on candidates seeking to represent Hart County Georgia in the Senate and House in both the national and state government will lose access to this

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<sup>15</sup> Roberson, D. (2017, October 23). *Atlanta United breaks more attendance records*. Retrieved from [www.ajc.com](http://www.ajc.com)

<sup>16</sup> Longshore, J. (2016, August 11). *Georgia Soccer DOC Jacob Daniel: "So many signs of soccer growth"*. Retrieved from [www.dirtysouthsoccer.com](http://www.dirtysouthsoccer.com)

important information. Even beyond the commercials, this information will be absent from nightly news programs, televised debates, and election poll and results reporting.

Safety is crucial factor that is one of the primary concerns for Hart County citizens as well as the tens of thousands of visitors that visit Hart County for extended stays, whether it is for a weekend or weeks of camping at one of our many camping facilities or the part-time residents here at their homes on Lake Hartwell. The vast majority of this population receives their news and weather from Satellite TV. Most weather systems move from west to east, severe and sometimes deadly severe weather systems could be tracked much farther in advance receiving news and weather from the Georgia stations, all of which are located to the west and southwest of Hart County. This would give our Citizens and visitors much more advanced notice and time to prepare themselves and their families for their safety.

Carriage of Atlanta television stations in Hart County is an issue of utmost importance to the citizens of our community. In that regard, attached as Exhibit L are public comments recently submitted to the Hart County Board of Commissioners in support of this Petition. Over the years, countless other constituents have expressed their strong desire for Atlanta television programming to the Hart County Board of Commissioners.

Hart County is one of the counties that has repeatedly been identified as an “orphan” county with insufficient access to in-state programming. Congress intended to address orphan county situations such as Hart County with the implementation of STELAR. The County seeks to remedy the lack of in state programming. Since the enactment of STELAR, Hart County has diligently worked to compile the necessary information required for the market modification. In addition, Hart County has sought and received the support of the Georgia Association of Broadcasters, Legislators, and most importantly, our citizens. Evidence of this support is provided in Exhibits K and L.

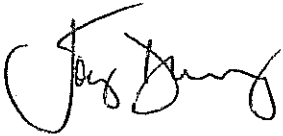
## **V. CONCLUSION**

For the foregoing reasons, the County urges the Commission to expeditiously grant its Petition.

Respectfully submitted,

HART COUNTY

BOARD OF COMMISSIONERS

A handwritten signature in black ink, appearing to read "Joey Dorsey". The signature is stylized with a large, looping initial "J" and a cursive "Dorsey".

Joey Dorsey, Chairman

## LISTING OF EXHIBITS

EXHIBIT A .....	DISH Pre-Filing Coordination letters and Feasibility Certificates
EXHIBIT B .....	DIRECTV Pre-Filing Coordination letters and Feasibility Certificates
EXHIBIT C .....	ASR Registration Search Results
EXHIBIT D .....	Google Map showing distance between Antenna Structure and County Seat
EXHIBIT E .....	Summary of Distance to Transmitters from All Channels
EXHIBIT F.....	Contour Map
EXHIBIT G .....	Northeast Georgia Orphan County Citizen Survey
EXHIBIT H .....	Programming Lineup for DISH
EXHIBIT I.....	Programming Lineup for DIRECTV
EXHIBIT J .....	Current Broadcaster Coverage of Elections and Themed Coverage
EXHIBIT K.....	Letters of Support
EXHIBIT L .....	Comments from County Residents



Hart County Board of Commissioners  
800 Chandler Street  
Hartwell GA, 30643  
(706) 376-2024, 376-9477 (fax)

July 27, 2016

Ms. Alison A. Minea  
Director & Senior Counsel, Regulatory Affairs  
DISH Network L.L.C.  
1110 Vermont Ave NW  
Suite 750  
Washington, DC 20005

RE: Feasibility Certificate Request for Hart County Georgia

Dear Sir or Madam:

Hart County, Georgia is identified as an orphan county. As part of the Greenville Spartanburg Asheville Anderson Neilson DMA Region, our citizens are unable to access Georgia news, politics, sports, and emergency information as customers of satellite providers. Our citizens have an overwhelming interest in market modification and applauded the STELAR Act of 2014 as the initial step for progress.

Hart County, Georgia is located northeast Georgia approximately 100 miles northeast of Atlanta, 60 miles southwest of Greenville, South Carolina, and approximately 40 miles northwest of Athens, Georgia. The county is predominantly rural but is home to three municipalities. Hart County boasts a dynamic composition as one of the state's largest agricultural producers, home to a large recreation population on Lake Hartwell, and host to 4 miles of Interstate-85. Hart County is one of four Georgia orphan counties included in the Greenville Spartanburg Asheville Anderson Neilson DMA Region.

While the new FCC regulations allow for local governments to file a market modification request, it is our desire to work with our satellite operators and stations. We recognize the desire of our citizens and acknowledge it is in our best interest to have the willing participation of all parties. As such, we are reaching out to initiate the voluntary pre-filing coordination process. This letter serves as our request to obtain a feasibility certification to clarify whether or not, and to what extent, carriage is technically and economically feasible.

Our citizens desire news, sports, and programming in from their home state. We look forward to your response as Franklin County works towards achieving a successful market modification petition.

The Stations our citizens are requesting to be available to them are WSB- ABC, WAGA-Fox, WXIA-NBC, and WGCL-CBS.

Sincerely,

Terrell Partain  
County Administrator



EX-100-17  
Alison Minea  
Director & Senior Counsel, Regulatory Affairs  
(202) 463-3709

September 2, 2016

**VIA ECFS, EMAIL, AND FIRST CLASS MAIL**

Terrell Partain  
Interim County Administrator  
Hart County Emergency Services  
800 Chandler St.  
Hartwell, GA 30643  
hartcoems@hartcom.net

Re: *STELAR Feasibility Certification, Market Modification Pre-Filing Coordination Letter for Hart County, GA, MB Docket No. 15-71*

Dear Mr. Partain:

DISH Network L.L.C. ("DISH") is in receipt of your pre-filing coordination letter ("Letter"),<sup>1</sup> pursuant to the procedures set forth in the Federal Communications Commission's ("FCC") rules governing market modifications for satellite carriers under the STELA Reauthorization Act of 2014 ("STELAR").<sup>2</sup>

The Letter requests information regarding carriage of the following stations in the Atlanta, Georgia market into Hart County, Georgia: WSB (ABC); WAGA (FOX); WGCL (CBS); and WXIA (NBC).

The attached Feasibility Certification pursuant to 47 C.F.R § 76.59(e) reflects DISH's response to the Letter.

Please contact the undersigned if you have any questions.

<sup>1</sup> E-Mail from the Terrell Partain, Hart County Emergency Services, to Alison Minea, DISH Network, July 29, 2016.

<sup>2</sup> See Amendment to the Commission's Rules Concerning Market Modification, Implementation of Section 102 of the STELA Reauthorization Act of 2014, *Report and Order*, MB Docket No. 15-71, FCC 15-111, ¶ 47 (Sept. 2, 2015) ("Market Modification Order"). See also STELA Reauthorization Act of 2014 (STELAR), § 102, Pub. L. No. 113-200, 128 Stat. 2059, 2060-62 (2014) (codified at 47 U.S.C. § 338(l)).



Sincerely,

/s/

Alison Minea  
Director and Senior Counsel, Regulatory  
Affairs  
DISH Network L.L.C.

Attachment: Feasibility Certification Pursuant to 47 C.F.R. § 76.59(e)

**FEASIBILITY CERTIFICATION PURSUANT TO 47 C.F.R § 76.59(e)**

1. This certification is issued by DISH Network L.L.C. ("DISH") pursuant to the pre-filing coordination procedures contained in the Federal Communications Commission's ("FCC") Order<sup>1</sup> governing market modifications for satellite carriers under the STELA Reauthorization Act of 2014 ("STELAR").<sup>2</sup>
2. This certification responds to the letter ("Letter") from Mr. Terrell Partain, Interim County Administrator, Hart County, requesting information regarding carriage of certain Atlanta, Georgia local broadcast stations (WSB (ABC); WAGA (FOX); WGCL (CBS); and WXIA (NBC) (the "Stations") to DISH subscribers in Hart County, Georgia (the "County").
3. DISH has evaluated the Letter in light of its current satellites and spot beam configurations, and has determined that, at this time, DISH is unaware of any factors that render such carriage "technically infeasible" pursuant to 47 C.F.R. § 76.59(e). DISH, however, reserves the right to amend this Feasibility Certification at any time due to, among other things, a satellite equipment failure or a different satellite being brought into service for the area that includes the County which has different coverage capabilities than the satellite(s) currently being used. This certification is limited to the Stations listed in paragraph 2, above.
4. To the extent that an Atlanta, Georgia local broadcast station impacted by a market modification elects retransmission consent with respect to DISH for carriage of its station in the County, DISH cannot be certain whether it will be able to successfully reach an agreement with the station. If DISH is unable to reach a retransmission consent agreement with a given station, it will be impossible for DISH to provide that station's signal into the County. If any one of the Stations referenced in your Letter were to deny DISH the right to retransmit its signal into the County, it may be either technically or economically infeasible,<sup>3</sup> or both, for DISH to launch a customer offering with only the remaining stations that did grant retransmission consent.
5. As DISH noted in its comments during the development of the market modification rules,<sup>4</sup> an FCC grant of a market modification could result in, among other things, two different stations affiliated with the same broadcast network being authorized for satellite local-into-local carriage in the County. This could result in DISH being required to pay retransmission consent fees twice for the same broadcast network. Therefore, we must

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<sup>1</sup> Amendment to the Commission's Rules Concerning Market Modification, Implementation of Section 102 of the STELA Reauthorization Act of 2014, Report and Order, MB Docket No. 15-71, FCC 15-111, ¶ 47 (Sept. 2, 2015).

<sup>2</sup> STELA Reauthorization Act of 2014 (STELAR), § 102, Pub. L. No. 113-200, 128 Stat. 2059, 2060-62 (2014) (codified at 47 U.S.C. § 338(l)).

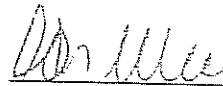
<sup>3</sup> See 47 C.F.R. § 76.59(e).

<sup>4</sup> Comments of DISH Network L.L.C. at 9, MB Docket No. 15-71 (May 13, 2015).

reserve the right to charge additional fees to subscribers in the County who elect to receive any Atlanta, Georgia local broadcast stations that DISH may be authorized to offer as a result of any market modification.

6. Without the ability to offset the additional costs associated with a market modification, it would be "economically infeasible" pursuant to 47 C.F.R. § 76.59(e) for DISH to comply with a market modification ordered by the FCC consistent with the request described in the Letter.

The foregoing has been prepared using facts of which I have personal knowledge or upon information provided to me. I certify under penalty of perjury that the foregoing is true and correct to the best of my current knowledge, information, and belief.



Alison Minea  
Director & Senior Counsel,  
Regulatory Affairs  
DISH Network L.L.C.

Executed on September 2, 2016.



Hart County Board of Commissioners  
800 Chandler Street  
Hartwell GA, 30643  
(706) 376-2024, 376-9477 (fax)

EXHIBIT B

July 27, 2016

DIRECTV, LLC

Local-Into-Local – Market Modification

2260 East Imperial Highway

El Segundo, California 90245

Attention: Vice President, Content & Programming

RE: Feasibility Certificate Request for Hart County Georgia

Dear Sir or Madam:

Hart County, Georgia is identified as an orphan county. As part of the Greenville Spartanburg Asheville Anderson Neilson DMA Region, our citizens are unable to access Georgia news, politics, sports, and emergency information as customers of satellite providers. Our citizens have an overwhelming interest in market modification and applauded the STELAR Act of 2014 as the initial step for progress.

Hart County, Georgia is located northeast Georgia approximately 100 miles northeast of Atlanta, 60 miles southwest of Greenville, South Carolina, and approximately 40 miles northwest of Athens, Georgia. The county is predominantly rural but is home to three municipalities. Hart County boasts a dynamic composition as one of the state's largest agricultural producers, home to a large recreation population on Lake Hartwell, and host to 4 miles of Interstate-85. Hart County is one of four Georgia orphan counties included in the Greenville Spartanburg Asheville Anderson Neilson DMA Region.

While the new FCC regulations allow for local governments to file a market modification request, it is our desire to work with our satellite operators and stations. We recognize the desire of our citizens and acknowledge it is in our best interest to have the willing participation of all parties. As such, we are reaching out to initiate the voluntary pre-filing coordination process. This letter serves as our request to obtain a feasibility certification to clarify whether or not, and to what extent, carriage is technically and economically feasible.

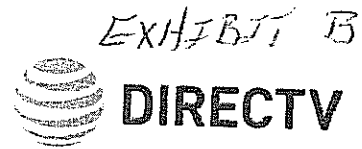
Our citizens desire news, sports, and programming in from their home state. We look forward to your response as Hart County works towards achieving a successful market modification petition.

The Stations our citizens are requesting to be available to them are WSB- ABC, WAGA—Fox, WXIA—NBC, and WGCL—CBS.

Sincerely,

Terrell Partain

County Administrator



August 9, 2016

Via U.S. Mail

Terrell Partain  
County Administrator  
Hart County Board of Commissioners  
800 Chandler Street  
Hartwell GA, 30643

Dear Mr. Partain:

Thank you for your letter regarding a preliminary evaluation for a potential market modification for Hart County, GA.

We have provided our engineering department with the details of your request so that they may evaluate the feasibility of carriage of the stations you have requested within Hart County.

We will forward the feasibility certification to you upon completion of the evaluation.

Additional information on the process can be found on the FCC website:

<https://www.fcc.gov/document/fcc-adopts-satellite-television-market-modification-rules>

Again, thank you for your letter and your interest in DIRECTV programming.

Sincerely,

DIRECTV



September 1, 2016

Via US Mail

Terrell Partain  
County Administrator  
Hart County Board of Commissioners  
800 Chandler Street  
Hartwell GA, 30643

Dear Mr. Partain:

Please find attached the results of your request for a preliminary evaluation of a potential market modification for **Hart County, GA**.

DIRECTV's engineering staff was given the areas to evaluate for our **Atlanta, GA** spot beams, and have found that:

- DIRECTV's SD spot beam covers **all** current zip codes in **Hart County**
- DIRECTV's HD spot beam covers **all** current zip codes in **Hart County**

Please see attached for specific spot beam zip code coverage information. DIRECTV will forward the results of this preliminary evaluation to the FCC for their records.

Thank you for your letter and your interest in DIRECTV programming.

Sincerely,

DIRECTV

# Form of Certification Regarding Spot Beam Coverage

1. My name is Phil Goswitz. I am SVP of Engineering at DIRECTV. As such, I am responsible for determining service areas for television stations carried on DIRECTV's spot beams.

2. DIRECTV has reviewed the request to add the communities listed below to the local television market for the station indicated.

Station	State	County
WAGA	GA	HART

3. DIRECTV has analyzed, with respect to each zip code associated with this request, the expected performance against specific performance criteria. The following factors have been included in this analysis:

- The measured performance of the spot beam covering this Television Station's local market.
- Estimated atmospheric effects for reception of the signal.
- Estimated levels of interference.
- The amount of capacity currently used, and reasonably expected to be used, on the spot beam.
- The target availability figure used for all television stations offered on the spot beam.

4. From this analysis, DIRECTV has derived the following metrics, which it has used to evaluate the potential to provide service in the zip code(s) in question:

- Signal availability.
- Clear sky signal margin.
- Total carrier-to-interference ratio.

5. DIRECTV has conducted this analysis in substantially the same manner and using substantially the same parameters used to determine the geographic area in which it currently offers stations carried on the spot beam.

6. Based on this analysis, DIRECTV:

- ☒ HD ☒ SD Can provide service to all the zip codes associated with this request.\*
- ☐ HD ☐ SD Cannot provide service to any zip code associated with this request because reception of the signal does not meet the minimum performance thresholds for DIRECTV's service.
- ☐ HD ☐ SD Cannot provide service to some zip codes associated with this request because reception of the signal does not meet the minimum performance thresholds for DIRECTV's service.\* The list of unserved zip codes is attached.

\* IMPORTANT: SD coverage will no longer be available after 2018/2019 when the existing MPEG 2 satellite is removed from service.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8/31/16

Date

Signature

Tuesday, August 09, 2016

# Form of Certification Regarding Spot Beam Coverage

1. My name is Phil Goswitz. I am SVP of Engineering at DIRECTV. As such, I am responsible for determining service areas for television stations carried on DIRECTV's spot beams.

2. DIRECTV has reviewed the request to add the communities listed below to the local television market for the station indicated.

Station	State	County
WGCL	GA	HART

3. DIRECTV has analyzed, with respect to each zip code associated with this request, the expected performance against specific performance criteria. The following factors have been included in this analysis:

- The measured performance of the spot beam covering this Television Station's local market.
- Estimated atmospheric effects for reception of the signal.
- Estimated levels of interference.
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- Signal availability.
- Clear sky signal margin.
- Total carrier-to-interference ratio.

5. DIRECTV has conducted this analysis in substantially the same manner and using substantially the same parameters used to determine the geographic area in which it currently offers stations carried on the spot beam.

6. Based on this analysis, DIRECTV:

- ☒ HD ☒ SD Can provide service to all the zip codes associated with this request.\*
- ☐ HD ☐ SD Cannot provide service to any zip code associated with this request because reception of the signal does not meet the minimum performance thresholds for DIRECTV's service.
- ☐ HD ☐ SD Cannot provide service to some zip codes associated with this request because reception of the signal does not meet the minimum performance thresholds for DIRECTV's service.\* The list of unserved zip codes is attached.

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I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8/31/16  
Date

Signature

Tuesday, August 09, 2016



ASR Registration Search

**Registration 1206917**✦ [Map Registration](#)**Registration Detail**

Reg Number	1206917	Status	Constructed
File Number	A0876413	Constructed	12/01/2000
EMI	Yes	Dismantled	
NEPA	No		

**Antenna Structure**

Structure Type TOWER - Free standing or Guyed Structure used for Commu

**Location** (in NAD83 Coordinates)

Lat/Long	33-47-51.4 N 084-20-01.7 W	Address	1551 Briarcliff Rd.
City, State	Atlanta , GA		
Zip	30306	County	DEKALB
Center of AM Array		Position of Tower in Array	

**Heights (meters)**

Elevation of Site Above Mean Sea Level	Overall Height Above Ground (AGL)
276.0	348.8
Overall Height Above Mean Sea Level	Overall Height Above Ground w/o Appurtenances
624.8	321.0

**Painting and Lighting Specifications**

FAA Chapters 4, 5, 7, 9, 13

Paint and Light in Accordance with FAA Circular Number 70/7460-1J

**FAA Notification**

FAA Study	98-ASO-5150-OE	FAA Issue Date	10/08/1998
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**Owner & Contact Information**

FRN	0013521968	Owner Entity	Corporation
		Type	

**Owner**

New World Communications of Atlanta, Inc.	P: (202)824-6522
Attention To: Joseph M. Di Scipio	F: (202)824-6510
400 N. Capitol Street, NW	E: jdiscipio@21cf.com
Suite 890	
Washington , DC 20001	

**Contact**

Attention To: Joseph M. Di Scipio	P: (202)824-6522
400 N. Capitol Street, NW	F:
Suite 890	E: jdiscipio@21cf.com
Washington , DC 20001	

**Last Action Status**

Status	Constructed	Received	01/24/2014
--------	-------------	----------	------------

Purpose	Admin Update	Entered	01/24/2014
Mode	Interactive		

**Related Applications**

01/24/2014	A0876413 - Admin Update (AU)
04/08/2010	A0682145 - Admin Update (AU)
06/29/2009	A0642037 - Admin Update (AU)

Related applications (7)

**Comments****Comments**

None

**History**

Date	Event
01/25/2014	Registration Printed
01/24/2014	ASR Application receipt email sent: Tower email
01/24/2014	Administrative Update Received

All History (18)

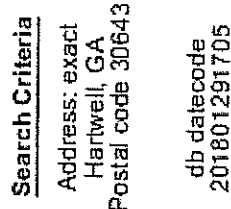
**Automated Letters**

01/25/2014	Authorization, Reference
04/09/2010	Authorization, Reference
06/30/2009	Authorization, Reference

All letters (7)

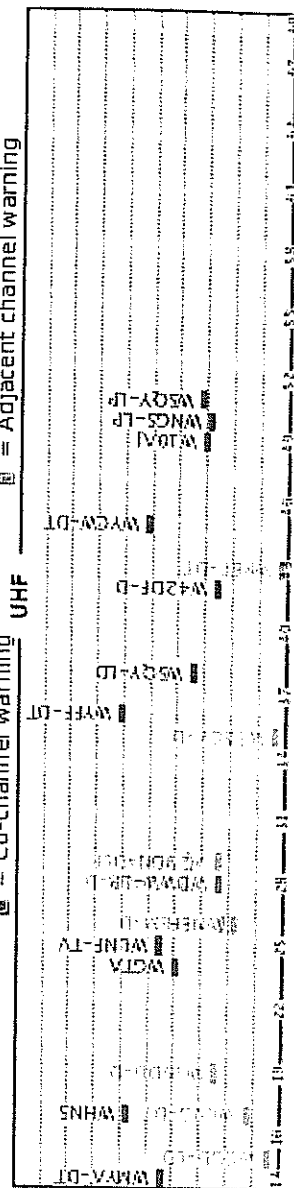
**CLOSE WINDOW**

EXHIBIT D



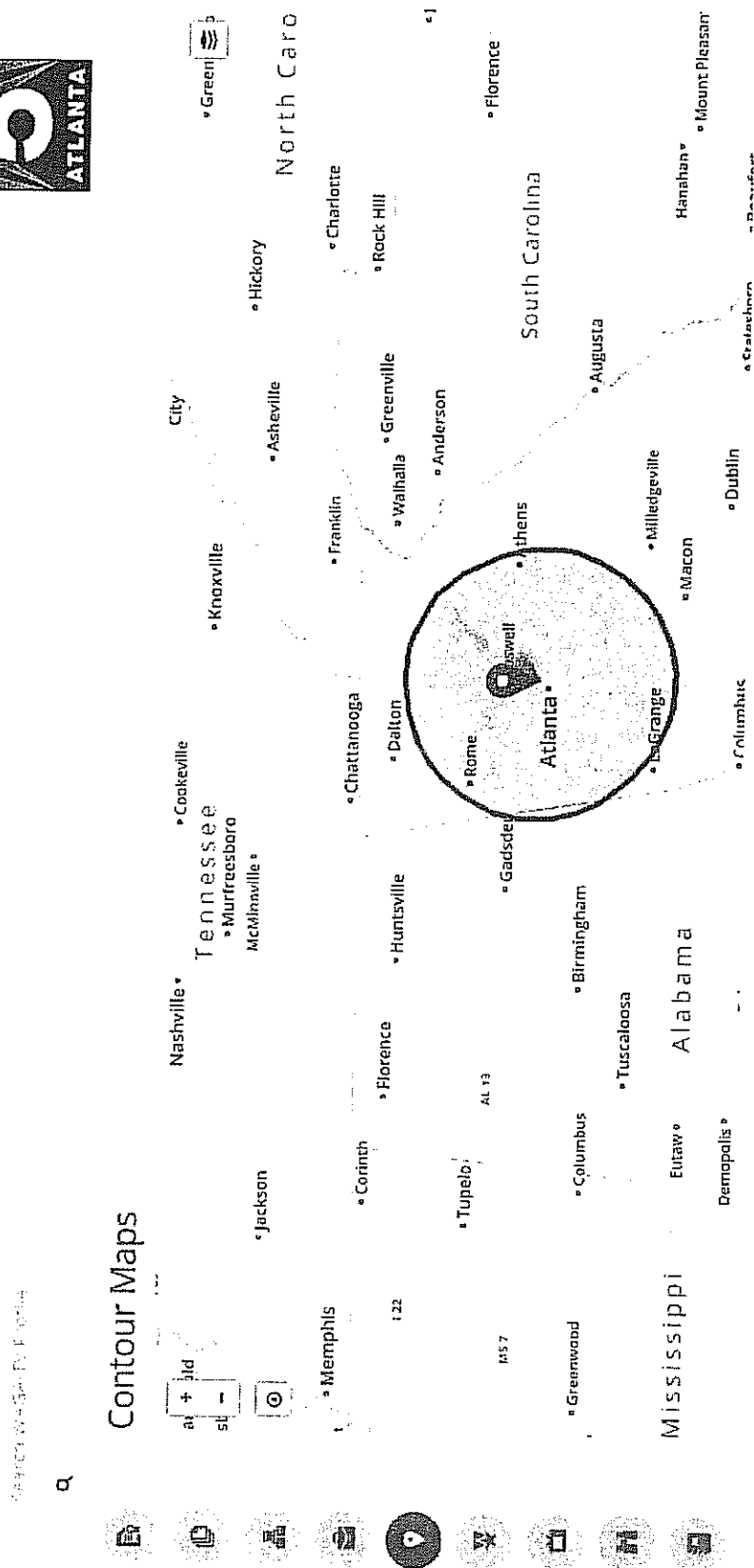
**CCW** = Co-channel warning

**ACW** = Adjacent channel warning



**WAGA-TV** ATLANTA, GA

Virtual Channel 5 RF Channel 27 Facility ID 70689



## Hart County Board of Commissioners

## Northeast Georgia Orphan County -- Citizen Survey

Survey Information

Survey Conducted by Survey Monkey

Results as of May 15, 2017

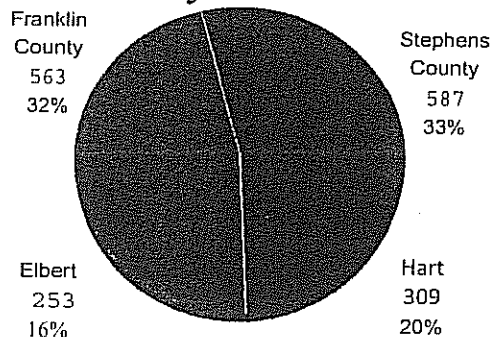
Joint Effort by all NEGA Orphan Counties

Total Respondents: 1,769

*\*note some questions skipped by participants*

Number of Questions: 8

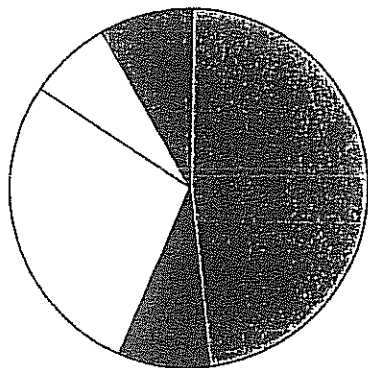
## County of Residence



	Yes	No	Mal::be
Would you be interested in receiving in-state television broadcast (Atlanta stations)?	94.70%	5.30%	n/a
Would you be willing to pay more for in-state television broadcast?	18.80%	43.00%	38.30%
What is the main reason you are interested in switching to in-state television broadcasts?			
	Sports		2.00%
	News		14.70%
	Politics		1.99%
	All of the Above		81.40%
	Local	Georgia	South Carolina
Where do you typically shop?	47.90%	43.30%	8.80%
Where do you typically seek services such as healthcare, arts/entertainment, car repair, etc ?	46.00%	51.20%	2.80%

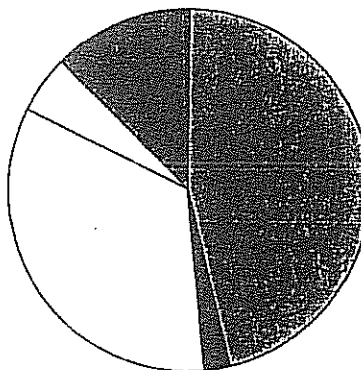
## Shopping Patterns

DLmal  
 H Anderson, SC  
 O Athens, GA  
 O Atlanta, GA  
 H Augusta, GA  
 H Gainesville, GA  
 H Greenville, SC



## Service Delivery

CLocal  
 ~ Anderson, SC  
 O Athens, GA  
 O Atlanta, GA  
 ~ Augusta, GA  
 H Gainesville, GA  
 H Greenville, SC




	Sunday Apr, 22	Monday Apr, 23	Tuesday Apr, 24
12 AM	Showtime at the Apollo Week 4 (HD, Repeat, Entertainment,	In Depth with Graham Bensinger Rob Dyrdek (HD, New, Interview, 4/23/2018, TV-14)	TMZ (Repeat, Entertainment, 4/23/2018, TV-14)
12:30 AM	Bones The Bikini in the Soup (HD, Drama, 2/17/2011, TV-14)	FOX 5 News Edge Sunday (Repeat, News, TV-G)	Page Six TV (HD, New, Entertainment, 4/23/2018, TV-14)
1 AM		FOX5 News @ 10:00pm (HD, New, News)	FOX5 News @ 10:00pm (HD, Repeat, News)
1:30 AM	FOX 5 News Edge Saturday (Repeat, News)		
2 AM	Paid Program (TV-G)	Peter Popoff Miracle Ministry (Religious, TV-G)	Access (HD, New, Entertainment, 4/23/2018, TV-14)
2:30 AM	Paid Program (TV-G)	Paid Program (TV-G)	Steve (HD, New, Interview, 4/23/2018, TV-PG)
3 AM	Peter Popoff Miracle Ministry (Religious, TV-G)	Access (HD, New, Entertainment, 4/21/2018, TV-PG)	
3:30 AM	Paid Program (TV-G)		Fox 5 News Edge (HD, Repeat, News)
4 AM	Judge Judy Yoga/Gym Merger Mess!; Ex Fiancé	Fox 5 News Edge (HD, Repeat, News)	Fox 5 News Edge (HD, Repeat, News)
4:30 AM	Judge Judy Maced in the Face!; Divorced and	Good Day Atlanta 4:30AM (HD, New, News)	Good Day Atlanta 4:30AM (HD, New, News)
5 AM	Paid Program (TV-G)	Good Day Atlanta 5:00AM (HD, New, News)	Good Day Atlanta 5:00AM (HD, New, News)
5:30 AM	Georgia Farm Monitor (News)	Good Day Atlanta 5:30AM (HD, New, News)	Good Day Atlanta 5:30AM (HD, New, News)
6 AM	Good Day Atlanta 6am Sunday (HD, New, News)	Good Day Atlanta 6:00AM (HD, New, News)	Good Day Atlanta 6:00AM (HD, New, News)
6:30 AM			
7 AM	Good Day Atlanta 7am Sunday (HD, New, News)	Good Day Atlanta 7:00AM (HD, New, News)	Good Day Atlanta 7:00AM (HD, New, News)
7:30 AM			
8 AM	Good Day Atlanta 8am Sunday (HD, New, News)	Good Day Atlanta 8:00AM (HD, New, News)	Good Day Atlanta 8:00AM (HD, New, News)
8:30 AM	The Georgia Gang (Information)		
9 AM	FOX News Sunday with Chris Wallace (HD, New, News, 4/22/2018, TV-G)	Good Day Atlanta 9:00AM (HD, New, News)	Good Day Atlanta 9:00AM (HD, New, News)
9:30 AM			
10 AM	Joel Osteen (Religious, TV-G)	The Wendy Williams Show (HD, New, Interview, 4/23/2018, TV-PG)	The Wendy Williams Show (HD, New, Interview, 4/24/2018, TV-PG)
10:30 AM	Kingdom Connection (Religious)		
11 AM	Financial Symphony	The Real (HD, New, Interview, 4/23/2018, TV-PG)	The Real (HD, New, Interview, 4/24/2018, TV-PG)
11:30 AM	Paid Program (TV-G)		
12 PM	Paid Program (TV-G)	FOX5 News @ Noon (HD, New, News)	FOX5 News @ Noon (HD, New, News)
12:30 PM	Paid Program (TV-G)	FOX5 News @ 12:30 (HD, New, News)	FOX5 News @ 12:30 (HD, New, News)
1 PM	Paid Program (TV-G)	TMZ Live (HD, New, Entertainment, 4/23/2018, TV-14)	TMZ Live (HD, New, Entertainment, 4/24/2018, TV-14)
1:30 PM	Paid Program (TV-G)		
2 PM	Paid Program (TV-G)	Harry "Suits" Star Wendell Pierce; Food Fight DC, Show Us What You Got: Gospel Singing (HD, Repeat, Interview, 2/06/2018,	Harry "OITNB" Star Danielle Brooks, This Is Beauty Campaign, Holiday Decorating DIY (HD, Repeat, Interview, 12/07/2017,
2:30 PM	Paid Program (TV-G)		

EXHIBIT H: Programming Lineup for DISH

3 PM	Teen Kids News (New, Children, 4/10/2018, TV-PG)	Steve (HD, New, Interview, 4/23/2018, TV-PG)	Steve (HD, New, Interview, 4/24/2018, TV-PG)
3:30 PM	Live Life and Win! Balloon Artist, Eating Disorder		
4 PM	TMZ (New, Entertainment, 4/21/2018, TV-PG)	Judge Judy Child Abuse Allegations and	Judge Judy Street Cat Fight in Front of
4:30 PM		Judge Judy Judy Bets on Officer Byrd's Life;	Judge Judy Get Divorced Faster!; He Had a
5 PM	Paid Program (TV-G)	FOX5 News @ 5:00 (HD, New, News)	FOX5 News @ 5:00 (HD, New, News)
5:30 PM			
6 PM	FOX5 News @ 6:00 (HD, New, News)	FOX5 News @ 6:00 (HD, New, News)	FOX5 News @ 6:00 (HD, New, News)
6:30 PM			
7 PM	Bob's Burgers Cheer Up Sleepy Gene	Dish Nation (New, Entertainment, 4/23/2018,	Dish Nation (New, Entertainment, 4/24/2018,
7:30 PM	Bob's Burgers Go Tina on the Mountain	TMZ (New, Entertainment, 4/23/2018,	TMZ (New, Entertainment, 4/24/2018,
8 PM	The Simpsons Lisa Gets the Blues	Lucifer Anything Pierce Can Do I Can Do Better (HD, New, Drama, 4/23/2018, TV-14)	Lethal Weapon Jesse's Girl (HD, New, Comedy, 4/24/2018, TV-14)
8:30 PM	Brooklyn Nine-Nine Gray Star Mutual		
9 PM	Family Guy "Family Guy" Through the Years	The Resident And The Nurses Get Screwed (New, Drama, 4/23/2018, TV-14)	LA to Vegas Captain Dave's On a Roll
9:30 PM	The Last Man on Earth The Blob		New Girl Lilypads
10 PM	FOX5 News @ 10:00pm (HD, New, News)	FOX5 News @ 10:00pm (HD, New, News)	FOX5 News @ 10:00pm (HD, New, News)
10:30 PM			
11 PM	FOX 5 News Edge Sunday (New, News, TV-G)	Fox 5 News Edge (HD, New, News)	Fox 5 News Edge (HD, New, News)
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4 AM	Judge Judy Yoga/Gym Merger Mess!; Ex Fiancé	Fox 5 News Edge (HD, Repeat, News)	Fox 5 News Edge (HD, Repeat, News)
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6:30 AM			
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7:30 AM			
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9 AM	FOX News Sunday with Chris Wallace (HD, New, News, 4/22/2018, TV-G)	Good Day Atlanta 9:00AM (HD, New, News)	Good Day Atlanta 9:00AM (HD, New, News)
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2:30 PM	Paid Program (TV-G)		

EXHIBIT I: Programming Lineup for DIRECTV



3 PM	Teen Kids News (New, Children, 4/20/2018, TV-PG)	Steve (HD, New, Interview, 4/23/2018, TV-PG)	Steve (HD, New, Interview, 4/24/2018, TV-PG)
3:30 PM	Live Life and Win! Balloon Artist, Eating Disorder		
4 PM	TMZ (New, Entertainment, 4/21/2018, TV-PG)	Judge Judy Child Abuse Allegations and	Judge Judy Street Cat Fight in Front of
4:30 PM		Judge Judy Judy Bets on Officer Byrd's Life;	Judge Judy Get Divorced Faster!; He Had a
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8:30 PM	Brooklyn Nine-Nine Gray Star Mutual	(HD, New, Drama, 4/23/2018, TV-14)	(HD, New, Comedy, 4/24/2018, TV-14)
9 PM	Family Guy "Family Guy" Through the Years	The Resident And The Nurses Get Screwed	LA to Vegas Captain Dave's On a Roll
9:30 PM	The Last Man on Earth The Blob	(New, Drama, 4/23/2018, TV-14)	New Girl Lillypads
10 PM	FOX5 News @ 10:00pm (HD, New, News)	FOX5 News @ 10:00pm (HD, New, News)	FOX5 News @ 10:00pm (HD, New, News)
10:30 PM			
11 PM	FOX 5 News Edge Sunday (New, News, TV-G)	Fox 5 News Edge (HD, New, News)	Fox 5 News Edge (HD, New, News)
11:30 PM	The Georgia Gang (Information)	Fox 5 News Edge (HD, New, News)	Fox 5 News Edge (HD, New, News)



NEWS (/)

WEATHER (/WEATHER)

SPORTS (/SPORTS)

COMMUNITY

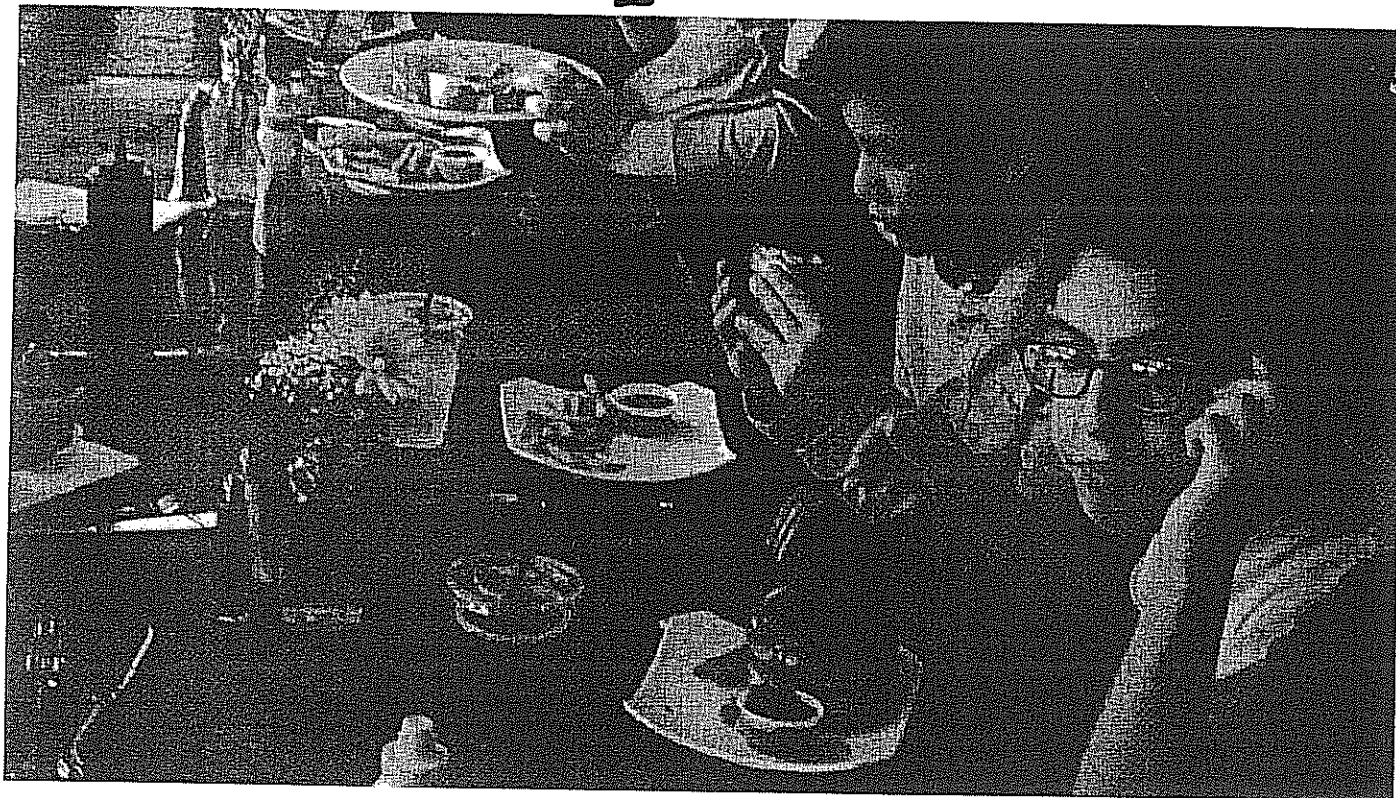
WLOS 13 (/STATION)  
(/WATCH)

## The Cost of Growth



Tourism Impact  
Brewery business  
Traffic issues

[CAROLINA MOMENT]\* ←



Exceptional kids show off exceptional table manners  
in downtown Asheville  

(/news/local/exceptional-kids-show-off-exceptional-table-  
manners-in-downtown-asheville)

Public File Assistance (/station/contact#fcccontact)

Contact (/station/contact)

News Team (/station/people)

Careers (<https://sbg-tv-openhire.silkroad.com/epostings/index.cfm?fuseaction=app.jobsearch&byBusinessUnit=4>)

Contests (/station/contests)

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WLOS News 13 provides local news, weather forecasts, traffic updates, notices of events and items of interest in the community, sports and entertainment programming for Asheville, NC and nearby towns and communities in Western North Carolina and the Upstate of South Carolina, including the counties of Buncombe, Henderson, Rutherford, Haywood, Polk, Transylvania, McDowell, Mitchell, Madison, Yancey, Jackson, Swain, Macon, Graham, Spartanburg, Greenville, Anderson, Union, Pickens, Oconee, Laurens, Greenwood, Abbeville and also Biltmore Forest, Woodfin, Leicester, Black Mountain, Montreat, Arden, Weaverville, Hendersonville, Etowah, Flat Rock, Mills River, Waynesville, Maggie Valley, Canton, Clyde, Franklin, Cullowhee, Sylva, Cherokee, Marion, Old Fort, Forest City, Lake Lure, Bat Cave, Spindale, Spruce Pine, Bakersville, Burnsville, Tryon, Columbus, Marshall, Mars Hill, Brevard, Bryson City, Cashiers, Greer, Landrum, Clemson, Gaffney, and Easley.

Atlanta Search | News

WLOS.com/search?find=election+results

Apps Webmail Welcome ITED GA Department of A. public ACG - Advancing C Franklin County Govt Open First Citizens

55° Search

NEWS 91.3 WLOS WESTERN NORTH CAROLINA

NEWS WEATHER SPORTS COMMUNITY NEWS 13 FEATURES TRAFFIC LIVESTREAM CIRCA

Henderson County election results

Election results are in for Black Mountain, Montreat, Weaverville and Woodfin

It's Kapoor, Smith and Wisler for council; Manheimer as mayor; no to council districts

Western NC election results by county

No Coverage for Franklin County, GA

WATCH

WINGATE BY WINGATE

BOOKING

TRENDING

Undercover prostitution sting lands 16 behind bars in Madison County

Brenda McCutcheon now in custody, facing murder charges

Teen charged after police say he told classmates he was going to "shoot up" TC

5:12 PM 11/9/2017

Watch on Demand ▶



64°

SEVERE WEATHER: There is currently 1 active weather alert

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SOUTH CAROLINA  
FROM ABOVE

WYFF 4's Chronicle takes to the skies for unique view of South Carolina

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ICYMI: WYFF 4 Chronicle focuses on impact of drug addiction

WYFF 4

ICYMI: Chronicle: The Cost of Freedom

WYFF 4

ICYMI: Watch the WYFF News 4 Chronicle: The Giving Season

WYFF 4

WYFF News 4's Quarterly News Magazine

WYFF 4

Chronicle: The Giving Season Part 4

WYFF 4

EXHIBIT J

Voters head to the polls

www.wyff4.com/article/voters-head-to-the-polls-for-municipal-elections-in-carolinas-georgia/13148275

GA Department of State

Franklin County Geo

Optum

First Citizens

24

Shutes

8

4

WYFF

Election results for Carolinas, Georgia

TV show polygraph test leads to Greenville..

She suspected an affair; then she..

Police: Teen killed mom hours after she told..

Popular Greenville Chick-fil-A to close..

Greenville County sheriff's office to..

Hampton Inn Warner Robins

\$109

Free local & national calls

Hotel

hilton.com

>

GREENVILLE, S.C. — Voters headed to the polls Tuesday for municipal elections in the Carolinas and Georgia.

Click on the links below to see results for each state.

Upstate elections results

Western North Carolina election results

Hart County election results

No Coverage for Franklin County, GA

Connecting...

Iron Garden Inn


5:09 PM 11/9/2017



NEWSLETTERS + ALERTS: E-mail |

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Go



**WHAT'S YOUR CASE WORTH?**

CLICK TO FIND OUT  
888-HAWK-LAW

**HAWKINS LAW FIRM**  
607 PENDLETON ST. UNIT 101, GREENVILLE

HOME NEWS WEATHER COMMUNITY INVESTIGATIONS VIDEO SPORTS STATION

## South Carolina Headlines

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**TOP PRIZE: \$1,000 A DAY FOR LIFE!**

Overall Odds 1 in 77.4 Top Prize Odds 1 in 6,000,000

South Carolina Education Lottery

Advertisement

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**\$198** MO

**ben son**

**HOME RUNS**

**Assurance**

**LEARN MORE!**

SC coach: Firing came after whistle blowing about grades

News Minute: Here is the latest South Carolina news from The Associated Press at 7:40 a.m. EDT

No injuries reported in huge South Carolina scrap metal fire

Woman gets 6 years in prison in daughter's beating death

Robot designed for faster, safer uranium plant pipe cleanup

Man gets 8 1/2 years after 2-year-old kills himself with gun

Woman kills intruder she found inside her S Carolina home

Haley's response: 'I don't get confused' draws notice

Feds: Prisoner uses cellphone to try to send bomb to ex-wife

Prosecutors: Police chief made officers give him drugs

New Jersey governor signs drill ban to thwart Trump plan

Teen who yelled 'snatch her up' at child at bus stop charged

South Carolina's jobless rate unchanged in March

Police release more details in death of South Carolina man

Man arrested in robbery shooting death in South Carolina

South Carolina lawmakers adjust beachfront development rules

Deputies find body of missing man in South Carolina

Army considers 15 cities for home of new Futures Command

Lawmakers seek tour of prison home to deadly riot

Suspended South Carolina sheriff pleads not guilty

Lawmakers change broad school disturbance law

South Carolina lawmakers want drone ban at prisons, bases

South Carolina Supreme Court considers nuclear landfill

1 man dies after fight at South Carolina hotel

5 charged in teen's death at South Carolina apartment

Howard commencement to feature "Black Panther" Boseman

South Carolina Senate passes rate cut, threatening merger

House approves sanctuary cities bill backed by governor

Georgia publisher named new leader at The Charlotte Observer

Prisons chief doubts transfers caused deadly SC riots

South Carolina college president retiring after 25 years

Peach forecast looks good for South Carolina

SC lawmakers delay action on dam safety bill

Man arrested in hit and run that killed South Carolina woman

Legislators seek more oversight after deadly prison violence

The Latest: S. Carolina officials revise number of injured

Feds: Gulf states manage red snapper anglers for 2 years

The Latest: Sheriff's lawyer says he wouldn't obstruct probe

Teacher leave payout bill passes House Subcommittee

Boy, 16, charged with killing 15-year-old in shooting

Oploid Bills pass through Senate subcommittee

2 South Carolina women charged with assault in exorcism

86-year-old woman dies in South Carolina fire

South Carolina man charged with murder in death of friend

Inmate: Bodies stacked in 'macabre woodpile' in prison riot

2018 Pulitzer winners and finalists in journalism and arts

The Latest: 2 tornadoes confirmed in South Carolina

New inland port opening in South Carolina

South Carolina teacher accused of assaulting 2 students

32 dogs rescued after dogfighting arrests in South Carolina

50,000 still powerless in Carolinas after spring storms

The Latest: Coroner says inmates slashed, stabbed, beaten

State police respond to 'ongoing situation' at SC prison

only mention of Georgia relates to NC

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## Community Headlines



**Fire, police, bring vehicles to sick B-day boy's house in Taylors**  
Three-year-old Amari Kallu was recently diagnosed with a form of leukemia and was looking forward to attending the Greer Touch a Truck event tonight.



**Gerber Childrenswear Casting Call – Males & Females (Ages 18-45)**  
Are you an adult between the ages of 18 and 45? If so, Gerber Childrenswear is looking for you!



**16th Annual JDRF Upstate Gala**  
16th Annual JDRF Upstate Gala



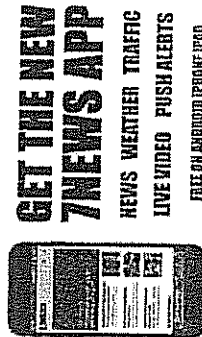
**March 2018 Carling for the Carolinas Award Winner**  
Aline Barnes is the March award winner.



**Students, alumni brave rain to give back to camp for disabled CLEMSON, SC (WSPA) - A number of Pi Kappa Phi fraternity members from Michigan, Ohio and North Carolina are spending their spring break in the Upstate giving back to the community.**



**Youth Art Month at Chapman Cultural Center**  
March is Youth Art Month and Chapman Cultural Center is challenging you to check out their Student Art Galleries this month.

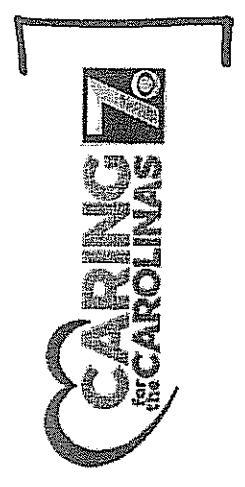


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## Caring For The Carolinas

November 2017 Caring for the Carolinas Award Winner (<http://wspa.com/2017/11/08/november-2017-caring-for-the-carolinas-award-winner/>)  
November 8, 2017

Norman Aiken Jr. is the Nov. 2017 award winner.



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(<http://wspa.com/2017/10/25/season-of-hope-2017/>)  
Season of Hope 2017 (<http://wspa.com/2017/10/25/season-of-hope-2017/>)  
November 21, 2017



Hart County Board of Commissioners  
800 Chandler Street  
Hartwell GA, 30643  
(706) 376-2024, 376-9477 (fax)

May 7, 2018

The Honorable Ajit V. Pai  
Federal Communications Commission  
445 12th Street S.W. Washington, D.C. 20536

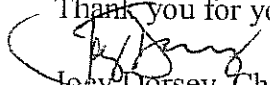
Dear Chairman Pai:

Hart County is nestled in Northeast Georgia at the foothills of the Blue Ridge Mountains and seated in Hartwell. We are proud of our Georgia roots and diversified landscape. Hart County leads the state in poultry production and is consistently one of the top 3 total farm gate value counties in Georgia. We are intersected by 3 -miles of Interstate 85 which brings millions of visitors through our area each year including patrons to our state park and our multiple other large campgrounds. Lake Hartwell, an Army Corp of Engineers Lake, separates Hart County and South Carolina and is considered one of the Southeast's largest and most popular recreation lakes. We are also home three wonderful cities including Hartwell the County seat; Bowersville; approximately one half of the City of Royston lies within; and Canon which a portion lies within the County."

Yet Hart County is not considered a part of any Georgia demographic market area. Instead, we are considered an "orphan county". Despite an overwhelming desire to be included in Georgia's broadcasting territory, our citizens must rely on South Carolina and North Carolina broadcasters to deliver the day's news, weather, and sports information. In addition, we are deprived of important in-state political material. In a recent survey, over 94% of our respondents expressed interest in receiving in-state satellite broadcast service, and over 97% of our respondents stated they seek services such as healthcare and entertainment in Georgia. Citizens' letters, emails, and calls on the subject pour into our offices and this subject is a frequent topic with our constituents.

The Satellite Television Extension and Localism Act Reauthorization (STELAR) Act of 2014 opened the doors for local governments to petition on behalf of our citizens for market modification. As the local governing body, we seek to be an advocate for those we serve. We are appreciative of the opportunity and pleased that the Commission set forth this process. We have reached out to our representatives, the satellite companies, and the broadcasters to facilitate a successful outcome. We now present our case to the Federal Communication Commission and implore you consider our petition

Thank you for your consideration.

  
Joey Dorsey, Chairman



GEORGIA ASSOCIATION  
OF BROADCASTERS

6 West Druid Hills Drive NE, Suite 330 | Atlanta, GA 30329  
Phone (770) 395-7200 | Fax (770) 395-7235 | www.gab.org

November 27, 2017

The Honorable Ajit Pai  
Chairman  
Federal Communications Commission  
445 12<sup>th</sup> Street S.W.  
Washington, D.C. 20536

Dear Chairman Pai,

The Georgia Association of Broadcasters (GAB) is the trade association that represents the interests of Georgia's over-the-air radio and television licensees who reach more than 95% of Georgia's population every week. Our membership is comprised of more than 500 radio and television broadcasters and covers all 159 counties in the state.

As broadcasters in Georgia, we appreciate the efforts of Elbert, Hart, Franklin and Stephens counties (hereafter the "orphan counties") to increase viewer access to local broadcast TV programming in Northeast Georgia. With this letter, we want to confirm our support for increasing localism in a manner that does not undermine the designated market area system.

In discussing carriage of television signals, it is important to remember that the designated market area (DMA) system serves as the foundation that allows local stations to support service to their communities. The FCC report on DMAs, released on June 3, 2016, affirmed the DMA structure and determined that departing from the existing DMA system would create enormous disruptions in the video programming industry. This report also referred to an option for increasing localism that has been previously addressed – voluntary agreements for pay-TV operators to carry in-state stations' local, non-duplicative programming. Broadcasters in the past have offered this option to pay-TV providers in several different markets.

Our goal is to provide those counties with local Georgia programming, while not undermining the framework of our nation's local TV broadcasting system. To the extent that this can be achieved through targeted market modification, we fully support the orphan counties' petition. Additionally, the GAB continues to support efforts to negotiate terms of targeted carriage arrangements to allow delivery of local, in-state, non-duplicative broadcast programming and to increase access to in-state news by Georgia viewers.

We look forward to working with all parties in furtherance of an outcome that brings more local programming to viewers in the orphan counties. In doing so, we also need to respect existing programming contracts and important FCC rules that support locally-oriented TV broadcasting. The specifics of such negotiated carriage arrangements will need to be worked through with individual broadcast stations.

Again, we thank you for your continued desire to work with us to facilitate a successful outcome.

Sincerely,

Bob Houghton  
President  
Georgia Association of Broadcasters

Congress of the United States  
Washington, DC 20515

May 19, 2017

The Honorable Ajit Pai  
Chairman  
Federal Communications Commission  
445 12<sup>th</sup> Street S.W.  
Washington, D.C. 20536

Dear Chairman Pai,


We write in strong support of the satellite market modification petitions submitted by Franklin, Hart, Stephens, and Elbert counties (the "counties"), seeking coverage of in-state broadcasting from Atlanta-based stations. These petitions are the culmination of years of work by the counties in support of their residents' need for access to in-state television programming for news, weather, and sports. A recent survey found that over 94% of respondents are interested in receiving in-state television broadcasting, highlighting the importance of this issue among county residents.

Residents of these four northeast Georgia counties who subscribe to satellite television currently receive only local programming from broadcasting stations in the Asheville, North Carolina and Greenville, South Carolina media markets. As a result, residents are deprived of the range of critical information that in-state broadcasters provide to their communities. Since weather patterns in this region generally move from west to east, residents depend on public safety messages that come through in-state broadcasters. Thus, the provision of local broadcasting options represents a matter of public safety as well as an important cultural and economic link between these counties and the rest of Georgia.

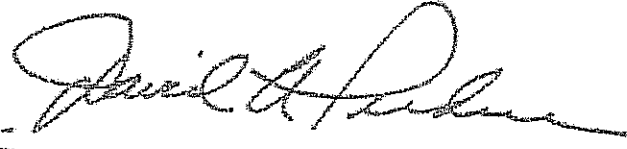
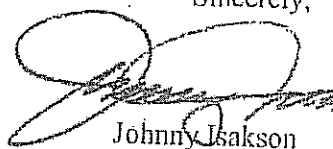
This petition comes after years of effort in the legislative and executive branches of our government as well as at the state level. Members of Georgia's congressional delegation worked together with colleagues and stakeholders to develop a viable solution that was ultimately included the Satellite Television Extension and Localism Reauthorization (STELAR) Act of 2014. The Commission's promulgation of final rulemaking in September of 2015 and the issuance of the first market modification orders in early 2017, pursuant to the STELAR Act, gives us hope that the residents of the counties in northeast Georgia will finally have access to the local broadcasting that they so urgently want and need.

We urge the Commission to diligently review the petitions of Franklin, Hart, Stephens, and Elbert counties and work with all affected stakeholders to quickly complete consideration of their satellite market modification petitions. Thank you for your consideration.

Sincerely,



Doug Collins  
U.S. Congress



Johnny Isakson  
U.S. Senate

David Perdue  
U.S. Senate

*Brenda Vail, R.N., C.N.M.*

*1100 Page Road*

*Hartwell, Georgia 30643*

March 12, 2017

Terrell Partain, County Administrator  
800 Chandler St.  
Hartwell, GA 30643

Dear Mr. Partain:

I am writing in response to the article in the paper from Rep. Collins regarding t.v. coverage in Hart County. I have Direct TV, and would love to get Atlanta stations. I know a lot more about SC, and NC politics, and elections than I care for. It feels like I'm not a citizen of Georgia.

Why should I pay more? Why? They <sup>(Direct TV)</sup> pay for Channel 4 which I could not get for a week because they could not agree on what they were willing to pay Channel 4. Just delete 4 and give me an Atlanta NBC station. Same for Channel 7 (CBS), and 13 (Asheville, ABC).

*Sincerely,*

*Brenda Vail*

Brenda Vail

March 14, 2017

Terrell Partain  
County Administrator  
800 Chandler St.  
Hartwell, GA 30643

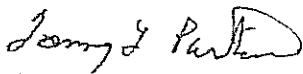
Ref: Carolina or Atlanta Television stations

Dear Sir,

My preference would be to have access to the Atlanta television stations instead of the Carolina ones.

Please do what you can to give us a choice.

Sincerely,

A handwritten signature in black ink, appearing to read "Tommy L. Partain". The signature is stylized with a large, looped initial "T" and a cursive "L".

Tommy L. Partain  
490 Nursery Rd.  
Hartwell, GA 30643

TO: Hart County Administrator, Terrell Partain, 800 Chandler Street, Hartwell, GA 30643  
DIRECTV, PO Box 105261, Atlanta, Georgia 30348-5621

RE: STELLAR Act of 2014

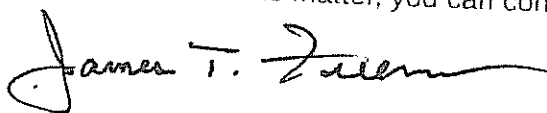
FYI,

I have DirecTV in Northeast Georgia and have voiced and written to Congressman Doug Collins several years ago about being forced to watch South Carolina weather reports, marketing advertisements, news not related to Georgia, and political advertisements I have no voting control over. I am hoping that the orphan counties in Northeast Georgia will follow through on the Stellar Act to allow those of us on DirecTV and Dish to have the option for access to local stations in Georgia. It is a simple programing for DirecTV to switch me to

I have been a customer with DirecTV (Account 68976915) for many years and I have told them I have considered switching to local cable service if they do not cooperate with the orphan counties on this matter.

If you need further information from me on this matter, you can contact me at:

James T Freeman  
217 Bow Ct  
Lavonia, GA 30553



Tel Home 706-356-1171  
Cell 678-463-0624

To: Terrell Partain, Hart County Administrator

Sub: FCC STELLAR Act

March 11, 2017

We are excited to learn that some progress has been made to bring us "Orphaned Counties" back into Georgia's news media. I have been in contact with The Honorable Doug Collins since late 2015 to encourage his work on this with the FCC. We were in hopes that the process would be completed in 2016 to enable us to know what was going on in Georgia during the elections.

We cancelled our DirecTV service because we could not receive the local Georgia channels. We are currently using an antenna to receive the Carolina channels. I do not shop in the Carolinas. I do not vote in the Carolinas and I do not pay taxes in the Carolinas. Anything you can do to bring us into the Georgia news community would be greatly appreciated.

Thank you for your support and help on this issue.

A handwritten signature in cursive script that reads "Dale W. Harris".

Dale W. Harris, Hart County, GA



Thomas A. Peebles  
Judith G. Peebles  
348 Gremul Drive  
Hartwell, GA 30643  
March 13, 2017

Terrell Partain  
Hart County Administrator  
800 Chandler Street  
Hartwell, GA 30643

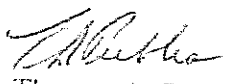
Dear Terrell Partain:

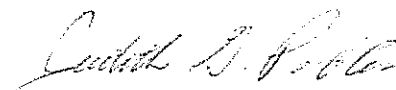
As longtime residents of Hart County and subscribers of Directv, we would appreciate the County's aggressive pursuit of modifying our source for local programming. The FCC has unfairly mandated our capture by the Greenville/Spartanburg TV stations. By only allowing our access to Greenville TV stations, we are not being informed of happenings in our state. The Greenville TV stations have no interest in covering Georgia happenings, our being an insignificant part of their audience.

We do not have an alternate source of TV programming as Hart Telephone Company or any other provider does not provide us access to their cable service. It seems quite unfair and discriminatory that other Hart county residents, via cable stations, have access to Atlanta TV stations and that the FCC does not allow our access to local information. Why does this discrimination continue? If we are not allowed our state's information via Atlanta TV stations, then it is only right that all residents of Hart County be unable to have that information.

Additionally, we do not have access to outside news as newspapers, other than the weekly Hartwell Sun, do not distribute in our area.

Sincerely,

  
Thomas A. Peebles

  
Judith G. Peebles

Cc: Doug Collins (R-GA 9<sup>th</sup> District)  
513 Cannon House Office Building  
District of Columbia 20515-6601

03/09/17

DEAR SIR:

WE WOULD LIKE FOR DIRECT TV BE  
SWITCHED FROM GREENVILLE, SC TO ATLANTA, GA  
WE WOULD BE WILLING TO PAY MORE IF NECESSARY

SINCERELY,

WALLY

5857 BOWERSVILLE HWY

BOWERSVILLE, GA 30516

PHONE 706-576-0956

Dear Mr. Partain,

I am a resident of Hart county and support the STELLAR Act in order to receive television stations from Atlanta, rather than the Spartanburg/ Greenville area. We are residents of Georgia, vote and worship here, support the Georgia sports teams, and do most of our shopping in our home town/state. In order to be informed concerning the above and also news, weather and stories in my state, it would seem most reasonable to have access to our own state's stations. Please strongly support this act.

In kind regards,

Jill and Cliff Walker

413 Deer Creek Farms

Hartwell, GA 30643

March 13, 2017

To Whom It May Concern:

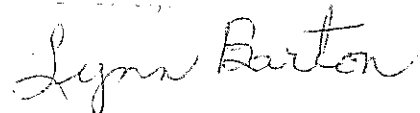
I am writing in response to an article in The March 9 issue of The Hartwell Sun concerning the Stelar Act. I live in Hart county, but my home is within the city limits of Royston and very close to the Franklin county line. I suppose the location of my house is the reason I am considered as living in an "orphan county," according to where the TV airwaves are located. (In my case, it's almost two orphan counties).

I had a Dish satellite system installed in September of 2000, and because I live in an "orphaned" area (as defined by the FCC); and even though my home is in Georgia, I am in the television market of the Carolinas (North & South). Therefore, for almost 16 years I have had to garner bits and pieces of Georgia news from what is being broadcast on newscasts on Channels 4, 7, or 13, all of which are located in the Carolinas.

It didn't used to be like this. I could get Atlanta stations when I had cable TV and when I had an antenna. I still have an antenna; but I considered it to be obsolete, and didn't think I would need it again. Now, the broadcaster has blacked out Channel 4 (NBC) from the airwaves because of a contract dispute between Dish and Hearst (who owns the station). I called Dish and requested to be placed in the Atlanta TV broadcasting market, but because of the designation of being in an "orphaned area," I can't. I have also contacted U.S. Rep. Doug Collins' office about the status of the Stelar Act, and expressed my desire that the FCC modify the television market I'm in so that I can once again get Georgia television stations. It is my hope that I, as well as many others in the designated orphaned counties of Hart, Franklin, Elbert, and Stephens, can have a choice in deciding whether we want to view Atlanta TV stations or Greenville/Spartanburg, South Carolina stations.

I have also completed the online survey form.

Sincerely,

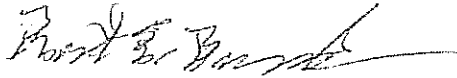


Lynn Barton  
68 Carson Street  
Royston, Georgia  
30662

Mr. Terrell Partain  
Hart County Administrator  
800 Chandler St.  
Hartwell, GA 30643

Dear Mr. Partain,  
As a Directv customer for about 15 years I would like to see  
the Atlanta stations. I'm so tired of not being able to see  
Georgia news weather and sports. Please add my name the  
people who want this. Also, I personally don't think we  
should have to pay extra.

Thank you,

A handwritten signature in cursive script, appearing to read "Robert E. Barnard", with a long horizontal flourish extending to the right.

Robert E. Barnard  
139 Fiddlers Dr.  
Hartwell, GA 30643

Joyce Hilliard  
237 Shirley Road  
Bowersville GA 30516

3-09-17

Mr. Terrell Partain  
County Administrator  
800 Chandler St.  
Hartwell GA 30643

Dear Mr. Partain,

I'm writing to ask for your help with a longstanding issue that I've contacted DISH about before: the refusal of Dish Network LLC to provide those of us in my area with Atlanta local stations. In previous communications the representatives of your company have claimed that they cannot provide subscribers in my area with Atlanta local stations because they are "required by federal law" to provide programming based on my "Designated Market Area".

This is ridiculous, and I'm not alone in thinking so: every DISH subscriber that I've talked to in my area is fed up with this situation. I am a citizen of the state of Georgia, and I have every right to be informed regarding the news, politics, and weather of my state, and get Georgia Public Television. And yet Dish insists that I have to consume South Carolina programming, which is of no interest to me. The news I get is not related to my interests as a citizen of Georgia, and the weather carried by South Carolina stations is literally old news: by the time they're talking about it in Greenville, we've already been hit by it here in Hart County.

I'm not a lawmaker, or a television programmer, but there ought to be a way for those of us on the edge of market areas to choose which DMA we want to belong to. I'm not asking for **both** SC and GA stations. I just want to be able to choose between Atlanta and Greenville. I hope you can help.

Sincerely,



Joyce C. Hilliard

**Terrell Partain**

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**From:** David Breg <dbreg@hartcom.net>  
**Sent:** Friday, March 10, 2017 9:35 AM  
**To:** tpartain@hartcountyga.gov  
**Cc:** joey dorsey  
**Subject:** Stellar Modification

Dear Mr Partain,

Thank you for the opportunity to voice my opinion and concerns pertaining to the so called Stellar act by the FCC. The FCC has no business telling me or any other Georgia citizen what TV stations they can watch if these citizens want to or will pay for them. This is the case with so called "local" stations that have been decreed by the FCC. Now I am stating that I have been attempting to get the Georgia stations that I have had all my life until we moved into hart county.

I do want the Georgia stations and am willing to pay for them (to an extent) depending on the cost. I do not now except in rare circumstances watch any programs that come out of South or North Carolina stations. The only exceptions are when I can get the Pro sports teams (Falcons) except on a SC station. Then, if I want to watch them, I must. I try to get my news from the internet when possible.

Now all this being said, I will watch the news from a Georgia station and also other programming from them. However, if the FCC cannot or will not allow this I will attempt to get a "class action lawsuit" together with folks like me who wish to watch the Georgia stations and see what happens then.

Again, thanks for this opportunity to express my views on this matter., You may share this e-mail as necessary.

Sincerely

David Breg  
837 Old Hendry Church Rd.  
Canon, Georgia 30520  
706-376-8606  
706-371-1898 Cell

Terrell Partain  
County Administrator  
800 Chandler Street  
Hartwell, GA 30643

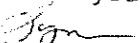
March 18, 2017

Dear Sir,

Our address in 374 Mockingbird Lane, Lavonia, GA., Hart County. We have owned this property for 33 years. I graduated from UGA in 1976 with my Bachelors Degree and also received my masters there. I miss the Atlanta channels and especially Georgia Sports. Therefore, I would appreciate being able to get them on my Directv account.

If I can be of any further assistance please give me a call or send an email.

Thank you,

  
Lynn Thomas  
[mll51@mac.com](mailto:mll51@mac.com)  
770-714-5080 cell



March 14, 2017

Mr. Terrell Partain  
County Administrator  
800 Chandler St.  
Hartwell, GA 30643

Dear Mr. Partain:

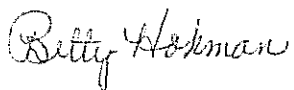
We are currently customers of Dish Network. We live in Hart County, but can only get Greenville, SC, television stations.

This is annoying as we vote in Georgia. It is hard for us to get the new Georgia laws, voting information, etc. regarding the state of Georgia. We do not care to watch Greenville news, as so much of it does not apply to us.

Representative Collins has been doing a lot to help Hart County to get Atlanta stations available to us. Please do all you can to help get the Dish Network to offer us the Atlanta television stations.

Thank you in advance for your assistance.

Sincerely,



Betty Hohman  
728 Chateau Estates Road  
Lavonia, Ga 30553

Ernest Melton  
406 Lake Club Circle  
Lavonia, GA 30553  
March 15, 2017

Mr. Terrell Partain, Hart County Administrator  
800 Chandler Street  
Hartwell, GA 30643

Mr. Partain,

The purpose of this writing is to share with you how disappointed I am with the requirement for Hart County citizens to be required to accept broadcasts from South Carolina stations for satellite TV providers.

I ordered DirecTV and had the technician onsite. He said the local stations would come out of South Carolina, not Georgia. He asked if I ever want to watch TV from the local Georgia stations out of Atlanta. I told him, "Of course. I live in Georgia and want to keep up with what is going on in Georgia. I don't care what is happening in South Carolina ... especially politics and sports." After he informed me that I will not be able to get the Atlanta stations, I thanked him and sent him on his way. So I am still stuck with cable for TV services.

I understand that Representative Doug Collins and the Hart County Commissioners are working on getting Hart citizens into the Atlanta area stations market. Please share my concern with them because it is identical to my neighbors.

Please let me know how this issue progresses.

Thanks.



Ernest Melton

March 15, 2017

David & Pam Migneault  
83 Mohawk Trail  
Lavonia, GA 30553

Terrell Partain  
Hart County Administrator  
800 Chandler Street  
Hartwell, GA 30643

Re: Stellar Act

Mr. Partain,

We are currently subscribers of Dish and have been for nearly 20 years. When we moved to Lavonia and the Dish was installed, we were glad to see we were still receiving Atlanta stations. About a week later, the Atlanta stations were replaced with North Carolina (NC) & South Carolina (SC) stations. This was evidently because Dish inserted a new equipment location address for us. We called to have it switched to Atlanta stations and were told this was not possible. At that time we would have switched to cable TV, but we do not have that option on our street. However, being able to receive Atlanta stations for a week, shows that Atlanta stations can be received in Lavonia without extra charge. It is a matter of selecting a location closer to Atlanta.

It is frustrating as Georgia residents to learn only of SC and NC election news, initiatives, candidates, and advertising. Several times I have gone to restaurant chains to take advantage of a special that has been advertised on TV, only to learn it was only available in SC. In addition, there are vendors that advertise to provide services or products from which we would like to avail ourselves. But those services are only available in SC or NC. We have no opportunity to view such promotions from providers that serve Georgia residents.

Here is our response to the questions that Dish seems interested in compiling:

1. Do you receive television services through a satellite company (Dish/DirecTV)?  
YES
2. Are you currently receiving television broadcast through Greenville and/or Asheville networks?  
YES
3. Would you be interested in receiving in-state television broadcast (Atlanta stations)?  
YES
4. Would you be willing to pay more for in-state television broadcast?  
NO
5. What is the main reason you are interested in switching to in-state television broadcasts?  
TO RECEIVE:
  - Advertising
  - Candidate & ballot issues information at election times that relate to GA and not to SC/NC
  - Election results that relate to GA and not to SC/NC
  - News that relates to GA
  - Local GA sports
6. Where do you live?  
LAVONIA GA, HART COUNTY

7. Where do you typically shop?

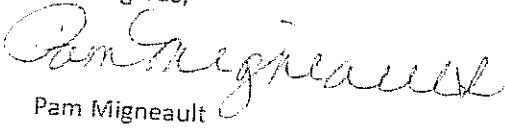
LAVONIA GA, HARTWELL GA, & TOCCOA GA

8. Where do you typically seek services such as healthcare, arts/entertainment, car repair, etc?

LAVONIA GA, HARTWELL GA, ATHENS GA, occasionally Anderson, SC when local services are not available

Thank you for taking the time to pursue receiving Atlanta stations for our Hart County.

Best regards,

A handwritten signature in cursive script, appearing to read "Pam Migneault".

Pam Migneault

Terrell Partain, County Administrator  
Hart County, Georgia  
800 Chandler Street  
Hartwell Georgia, 30643

April 5, 2017

RE: Orphan County – Market Modification per STELAR Act of 2014

Mr. Partain:

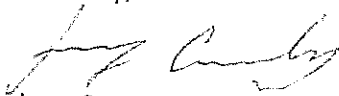
This letter is provided to express my full support for the Market Modification request being submitted to the FCC on behalf of myself and many other satellite TV viewers in Hart County Georgia. I am a long-time subscriber to DirecTV (at three residences in Hart County) and have many times over the years contacted their customer service department in attempts to get Georgia TV stations without success. All this time it was well known to me and others that there was no technical reason it could not be done. As Hart county borders a large lake some of our lake homes are second homes, many owners from the Atlanta area, and it was not uncommon for some of them to put up a satellite dish at the lake and bring one of their Atlanta home satellite receiver boxes to their lake home and get Atlanta stations in Hart county without any problems.

The reasons that I want to have Georgia TV stations has been outlined in the Market Modification request – Georgia news, politics, sports, weather (especially on days like today with serious storm forecast coming from our west as it usually does). Shopping, which it what the viewer areas were initially based on are not as important today with all the big chain stores/restaurants in most metropolitan areas and the increase of internet shopping. It is time to pay more attention to other important considerations for the viewer like the state you live in and all of those associated things that come with it.

It is my hope that our Market Modification request will be approved by the FCC promptly, and as citizens in Georgia we will be able to have the Georgia stations on our satellite TV soon.

I would be remiss if I failed to thank our Hart County government officials and particularly our County Administrator and staff for the effort put into this project. It is much appreciated.

Sincerely,



Jerry Cannady  
1100 Melody Lane  
Hartwell GA, 30643

**Terrell Partain**

---

**From:** David Breg <dbreg@hartcom.net>  
**Sent:** Friday, March 10, 2017 9:35 AM  
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Sincerely

David Breg  
837 Old Hendry Church Rd.  
Canon, Georgia 30520  
706-376-8606  
706-371-1898 Cell



Terrell Partain  
Hart County Administrator  
EMA Director  
[tpartain@hartcountyga.gov](mailto:tpartain@hartcountyga.gov)  
800 Chandler Street  
Hartwell GA, 30643  
(706) 856-5306, 376-9477 (fax)

I, Terrell Partain, hereby certify that a true and correct copy of the foregoing Petitions for Special Relief were placed in first class U.S. mail, postage prepaid, on this 10<sup>th</sup> day of May, 2018 addressed to the following:

WSB-TV  
601 West Peachtree St. NE  
Atlanta, GA 30309

WLOS  
110 Technology Drive  
Asheville, NC 28803

WXIA  
One Monroe Place NE  
Atlanta, Ga., 30324

WYFF  
505 Rutherford Street  
Greenville, SC 29609

WAGA  
1551 Briarcliff Rd. NE  
Atlanta, GA 30306


WHNS  
21 Interstate Court  
Greenville, South Carolina 29615

WGCL  
425 14th Street NW  
Atlanta, GA 30318

WSPA  
250 International Drive  
Spartanburg, SC 29303

DIRECTV, LLC  
Local-Into-Local Market Modification  
2260 East Imperial Highway  
El Segundo, CA 90245

Ms. Alison A. Minea  
Director & Senior Counsel, Regulatory  
Affairs  
Dish Network, LLC  
1110 Vermont Ave, NW Suite 750  
Washington, DC 20005

  
Terrell Partain,  
Hart County Administrator

Date: May 10, 2018